



CC 3625
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:) Group Art Unit: 3625
Ronald A. Katz, et al.)
) Examiner: Yogesh Garg
)

Serial No.: 09/505,619

Filed: February 16, 2000

Atty. File No.: PAT-009B

For: METHODS AND APPARATUS FOR INTELLIGENT SELECTION OF GOODS AND SERVICES
IN TELEPHONIC AND ELECTRONIC COMMERCE

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

The references cited on attached form PTO-1449 are being called to the attention of the
Examiner.

Copies of the cited foreign patents and/or U.S. patents and/or non-patent references are
enclosed herewith.

Copies of the cited U.S. patents and/or U.S. patent application publications are not
enclosed in accordance with the waiver dated July 11, 2003, whereby patent applications filed after June
30, 2003 and international applications that have entered the national stage under 35 U.S.C. § 371 after
June 30, 2003 need not submit copies of the U.S. patents and U.S. patent application publications.

Are not enclosed, in accordance with 37 C.F.R. 1.98(d), because the references were
submitted to the U.S. Patent and Trademark Office in prior application Serial No. _____ filed
_____, which is relied upon for an earlier filing date under 35 U.S.C. § 120.

To the best of the applicants' belief, the pertinence of the foreign-language references are
believed to be summarized in the attached English abstracts and in the figures, although applicants do not
necessarily vouch for the accuracy of the translation.

09/07/2004 JBOLINAN 00000095 09505619

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(37 C.F.R. §1.8a)

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Michele A. Zarinelli

Examiner's attention is directed to the following co-pending application(s) for which priority is not being claimed, copies have been or are being submitted:

Serial No. _____ filed _____ (Atty. Dckt. No. _____)
Serial No. _____ filed _____ (Atty. Dckt. No. _____)
Serial No. _____ filed _____ (Atty. Dckt. No. _____)
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Examiner's attention is directed to the following co-pending application(s), to which the current application claims priority, copies of at least the claims for such pending application are provided or have been provided:

Serial No. 09/038,399 filed March 11, 1998 (Atty. Dckt. No. PAT-009A)
Serial No. _____ filed _____ (Atty. Dckt. No. _____)
Serial No. _____ filed _____ (Atty. Dckt. No. _____)
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Submission of the above information is not intended as an admission that any item is citable under the statutes or rules to support a rejection, that any item disclosed represents analogous art, or that those skilled in the art would refer to or recognize the pertinence of any reference without the benefit of hindsight, nor should an inference be drawn as to the pertinence of the references based on the order in which they are presented. Submission of this statement should not be taken as an indication that a search has been conducted, or that no better art exists.

It is respectfully requested that the cited information be expressly considered during the prosecution of this application and the references made of record therein.

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<input type="checkbox"/>	<p>37 CFR 1.97(b): No fee is believed due in connection with this submission, because the Information Disclosure Statement submitted herewith satisfies one of the following conditions ("✓" indicates satisfaction):</p> <ul style="list-style-type: none"> <input type="checkbox"/> Within three months of the filing date of a national application other than a continued prosecution application under 37 CFR 1.53(d), or <input type="checkbox"/> Within three months of the date of entry into the national state of an international application as set forth in 37 CFR 1.491, or <input type="checkbox"/> Before the mailing date of a first Office Action on the merits, or <input type="checkbox"/> Before the mailing of a first Office Action after the filing of a Request for Continued Examination (RCE) under 37 CFR 1.114. <p>Although no fee is believed due, if any fee is deemed due in connection with this submission, please charge such fee to Deposit Account 501880.</p>
<input checked="" type="checkbox"/>	<p>37 CFR 1.97(c): The Information Disclosure Statement transmitted herewith is being filed after all the above conditions (37 CFR 1.97(b)), but before the mailing date of one of the following conditions:</p> <ul style="list-style-type: none"> <input checked="" type="checkbox"/> (1) a final action under 37 C.F.R. 1.113, or <input type="checkbox"/> (2) a notice of allowance under 37 C.F.R. 1.311, or <input type="checkbox"/> (3) an action that otherwise closes prosecution in the application. <p>This Information Disclosure Statement is accompanied by:</p> <ul style="list-style-type: none"> <input type="checkbox"/> A Certification (below) as specified by 37 C.F.R. 1.97(e). Although no fee is believed due, if any fee is deemed due in connection with this submission, please charge such fee to Deposit Account 501880 <p style="text-align: center;">OR</p> <ul style="list-style-type: none"> <input checked="" type="checkbox"/> Enclosed is PTO 2038 (Credit Card Payment Form) in the amount of \$180.00 for the fee set forth in 37 C.F.R. 1.17(p) for submission of an Information Disclosure Statement. Please credit any overpayment or charge any underpayment to Deposit Account 501880.
<input type="checkbox"/>	<p>37 C.F.R. 1.97(d): This Information Disclosure Statement is being submitted after the period specified in 37 C.F.R. 1.97(c).</p> <ul style="list-style-type: none"> <input type="checkbox"/> This Information Disclosure Statement includes a Certification (below) as specified by 37 C.F.R. 1.97(e) <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> <input type="checkbox"/> Applicants hereby requests consideration of the reference(s) disclosed herein. Enclosed is the fee in the amount of \$180.00 under 37 C.F.R. 1.17(p). Please credit any overpayment or charge any underpayment to Deposit Account 501880. Election to pay the fee should not be taken as an indication that applicant(s) cannot execute a certification.

Certification (37 C.F.R. 1.97(e))
(Applicable only if checked)

The undersigned certifies that:

Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement. 37 C.F.R. 1.97(e)(1).

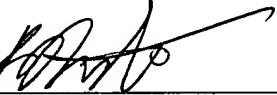
A copy of the communication from the foreign patent office is enclosed.

OR

No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in 37 C.F.R. 1.56(c) more than three months prior to the filing of this statement. 37 C.F.R. 1.97(e)(2).

Respectfully submitted,
WEST CORPORATION

Dated: 1 SEPT 04

By: 
Rocco L. Adornato
Reg. No. 40,480



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Art Unit	3625
Examiner Name	Yogesh Garg

Attorney Docket Number

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U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
1	US-	6298331 B1	10-02-2001	Walker, Jay S.	
2	US-	6317723 B1	11-13-2001	Walker, Jay S.	
3	US-	6334112 B1	12-25-2001	Walker, Jay S.	
4	US-	6330548 B1	12-11-2001	Walker, Jay S.	
5	US-	6321221 B1	11-20-2001	Bieganski, Paul	
6	US-	6369840 B1	04-09-2002	Barnett, Theodore H.	
7	US-	6434231 B2	08-13-2002	Neyman, Igor	
8	US-	6405174 B1	06-11-2002	Walker, Jay S.	
9	US-	6336104 B1	01-01-2002	Walker, Jay S.	
10	US-	6334113 B1	12-25-2001	Walker, Jay S.	
11	US-	6397193 B1	05-28-2002	Walker, Jay S.	
12	US-	5270920	12-14-1993	Pearse, Derek	
13	US-	2002/0026394 A1	02-28-2002	Savage, Patrick	
14	US-	2002/0077960 A1	06-20-2002	Kiely, Neil J.	
15	US-	6223163 B1	04-24-2001	Van Luchene, Andrew	
16	US-	4947028	08-07-1990	Gorog, Jonathan M.	
17	US-	4992940	02-12-1991	Dworkin, Ross E.	
18	US-	5231571	07-27-1993	D'Agostino, Richard	
19	US-	2002/0091632 A1	07-11-2002	Turock, David L.	

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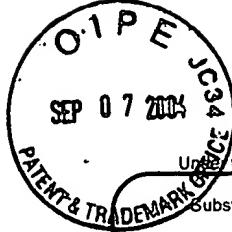
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				
54	WO	98/33135	07-30-1998	Chislenko, Alexander		
55	2,222,229		11-25-1997	Gregory, James		
56	WO	99/66438	12-23-1999	Walker, Jay S.		
57	WO	99/19809	04-22-1999	Walker, Jay S.		
58	WO	99/11007	03-04-1999	Walker, Jay S.		
59	WO	99/11006	03-04-1999	Van Luchene, Andrew		

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Examiner Name	Yogesh Garg

Attorney Docket Number

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		Number-Kind Code ² (<i>if known</i>)			
20	US	2002/0012428 A1	01-31-2002	Neyman, Igor	
21	US	5790793	08-04-1998	Higley, Thomas	
22	US	5748908	05-05-1998	Yu, Mason K.	
23	US	5748907	05-05-1998	Crane, Harold E.	
24	US	5774670	06-30-1998	Montulli, Lou	
25	US	5749081	05-05-1998	Whiteis, David E.	
26	US	5790935	08-04-1998	Payton, David W.	
27	US	6167383	12-26-2000	Henson, Ken	
28	US	6161103	12-12-2000	Rauer, Allon	
29	US	5870724	02-09-1999	Lawlor, Matthew P.	
30	US	5459306	10-17-1995	Stein, Buddy	
31	US	5745681	04-28-1998	Levine, Fredrick E.	
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33	US	5209665	05-11-1993	Billings, Zeb	
34	US	5319542	06-07-1994	King, John E. Jr.	
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		Country Code ³ -Number ⁴ -Kind Code ⁵ (<i>if known</i>)				
60	WO	00/00916	01-06-2000	Solomon, Robert S.		
61	WO	98/40832	09-17-1998	Chislenko, Alexander		
62	EP	0827063 B1	11-13-2002	Jorna, Gerardus		
63	EP	0751471 A1	01-02-1997	Lashkari, Yezdezard Z.		
64	EP	0265083 A1	09-22-1987	Yourick, Denise Ann		
65	WO	01/93119 A1	12-06-2001	Urpani, David		

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39	US	6088686	07-11-2000	Walker, Darcy	
40	US	6086477	07-11-2000	Walker, Jay S.	
41	US	6085164	07-04-2000	Smith, Barry Craig	
42	US	6266649 B1	07-24-2001	Linden, Gregory D.	
43	US	6198739 B1	03-06-2001	Neyman, Igor	
44	US	6185558 B1	02-06-2001	Bowman, Dwayne	
45	US	6169985 B1	02-02-2001	Almgren, Jonas	
46	US	6029141	02-22-2000	Bezos, Jeffrey P.	
47	US	6018578	01-25-2000	Bondarenko, Oleg	
48	US	5940495	08-17-1999	Bondarenko, Oleg	
49	US	5926796	07-20-1999	Walker, Jay S.	
50	US	5905974	05-18-1999	Fraser, Stuart A.	
51	US	6064980	05-16-2000	Jacobi, Jennifer A.	
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53	US	5905973	05-18-1999	Yonezawa, Kay	
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		Country Code ³ -Number ⁴ -Kind Code ⁵ (<i>if known</i>)				
66	WO	01/37193 A1	05-25-2001	Sarwar, Badrul M.		
67	WO	99/10794	03-04-1999	Walker, Jay S.		
68	WO	98/44699	10-08-1998	Bondarenko, Oleg		
69	GB	2336925 A1	11-03-1999	Ogasawara, Nobuo		
70	WO	02/25909 A2	03-28-2002	Haughwout, James		
71	WO	02/19203 A2	03-07-2002	Gregov, Andrej		

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	72	WO 00/21005	04-13-2000	Walker, Jay S.		
	73	WO 00/33222	06-08-2000	Williams, Humphrey N.		
	74	WO 01/24032 A2	04-05-2001	Rauser, John		
	75	WO 00/51050	08-31-2000	Bongiovanni, Michele		
	76	WO 00/38122	06-29-2000	Walker, Jay S.		
	77	WO 00/34910	06-15-2000	Simoudis, Evangelos		

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	79	WO 98/43149	10-01-1998	Walker, Jay S.		

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Application Number

09/505,619

Filing Date

February 16, 2000

First Named Inventor

Ronald Katz

Art Unit

3625

Examiner Name

Yogesh Garg

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SEP 9 2004
GROUP 3600

Attorney Docket Number

PAT-009B

NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
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Application Number

09/505,619

Filing Date

February 16, 2000

First Named Inventor

Ronald Katz

Art Unit

3625

Examiner Name

Yogesh Garg

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Attorney Docket Number

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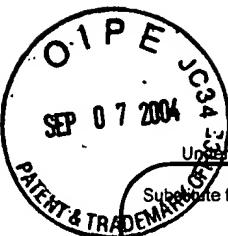
NON PATENT LITERATURE DOCUMENTS

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Application Number	09/505,619
Filing Date	February 16, 2000
First Named Inventor	Ronald Katz
Art Unit	3625
Examiner Name	Yogesh Garg

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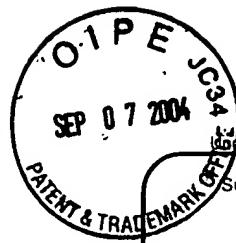
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Application Number	09/505,619
Filing Date	February 16, 2000
First Named Inventor	Ronald Katz
Art Unit	3625
Examiner Name	Yogesh Garg

Attorney Docket Number PAT-009B

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
110	US- 6332126 B1		12-18-2001	Roger L. Peirce	
111	US- 6256614 B1		07-03-2001	Jeff H. Wecker	
112	US- 5740035		04-14-1998	Gerald B. Cohen	
113	US- 6337904 B1		01-08-2002	Doug Gisby	
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125	WO 01/37183 A1		05-25-2001	Alan S. Borg		
132	WO 97/20279		06-05-1997	Paul A. Nash		

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Application Number	09/505,619
Filing Date	February 16, 2000
First Named Inventor	Ronald Katz
Art Unit	3625
Examiner Name	Yogesh Garg
Attorney Docket Number	PAT-009B

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